IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 29TH MARCH 2007 / 8TH CHAITHRA 1929

Crl.Rev.Pet.No. 1313 of 2007()

CRA.210/2006 of SESSIONS COURT, THODUPUZHA
CC.208/2004 of JUDL. MAGISTRATE OF FIRST CLASS COURT, ADIMALI

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REVN. PETITIONER:

ARIYAN, S/O. AZHAKAN,
CHOORAKETTANGIRIJAN SETTLEMENT,
MANNANKANDOM VILLAGE, DEVIKULAM.

BY ADV. SRI.LATHEESH SEBASTIAN

RESPONDENTS:

STATE OF KERALA REPRESENTED BY THE
DIRECTOR OF PUBLIC PROSECUTIONS,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 29/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J

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CRL. R.P. NO. 1313 OF 2007

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Dated this the 29th day of March 2007

O R D E R

The revision petition was filed against the order of the court below dismissing the appeal filed for non payment of costs which was ordered as a pre-condition for condoning the delay of 309 days. The revision petitioner is a member of the tribal community and living in the interior of forests and the order of the court could not be properly communicated.

2. In the circumstances, the order of the court below dismissing the appeal is set aside. The revision petitioner is granted 20 days from today onwards to deposit the amount of costs. On depositing the costs, the court shall admit the appeal and dispose of the same on merits. The execution proceedings shall be kept in abeyance till then.

The Crl. R.P is disposed of accordingly.

K.R. UDAYABHANU, JUDGE.

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